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6 Attorneys for Defendants ARS NATIONAL SERVICES, INC. and JASON A.
7 HOWERTON

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA,
10 SAN JOSE DIVISION

11 RAYMOND CHARLES MEYER,

12 Plaintiff,

13 v.

14 ARS NATIONAL SERVICES, INC.,
15 D/B/A ASSOCIATED RECOVERY
16 SYSTEMS, a California corporation, and
JASON A. HOWERTON, individually
and in his official capacity,

17 Defendants.

CASE NO. C07-06422 JF

The Hon. Jeremy Fogel

ARS NATIONAL SERVICES, INC.'S
RULE 68 OFFER OF JUDGMENT

Action Filed: December 20, 2007

Trial Date: None

EXHIBIT

1

19 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

20 Defendant ARS National Services, Inc. hereby offers to allow entry of
21 judgment against it pursuant to Rule 68 of the Federal Rules of Civil Procedure as
22 follows:

- 23 (1) ARS National Services, Inc. shall pay the lump sum of \$2,000.00 (Two
24 Thousand Dollars);
- 25 (2) ARS National Services, Inc. shall pay Plaintiff reasonable fees and
26 taxable costs to be negotiated by the parties, and if an amount cannot be
27 agreed upon, then the amount shall be determined by the court by
28 noticed motion; and

1 (3) Jason A. Howerton will be dismissed with prejudice from this action. If
2 plaintiff so desires, plaintiff and Mr. Howerton will enter into a mutual
3 release.

4 Upon acceptance of this Offer of Judgment, there shall be no prevailing party
5 in this action. This Offer of Judgment is made solely for the purposes specified in
6 Rule 68 of the Federal Rules of Civil Procedure. Evidence of it is not admissible
7 except in a proceeding pursuant to Rule 68. This offer is not to be construed as an
8 admission that Defendants are liable in this action or that Plaintiff has suffered any
9 damage.

10
11
12 DATED: March 20, 2008

LEWIS BRISBOIS BISGAARD & SMITH LLP

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15 By: 

Stephen H. Turner
Alisha M. Lee

16 Attorneys for Defendants ARS NATIONAL
17 SERVICES, INC. and JASON A. HOWERTON
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CALIFORNIA STATE COURT PROOF OF SERVICE

Raymond Charles Meyer vs. ARS National Services, Inc.
U.S.D.C. Case No. C07-06422 JF

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and not a party to the action. My business address is 221 North Figueroa Street, Suite 1200, Los Angeles, California 90012.

On March 20, 2008, I served the following document(s): **ARS NATIONAL SERVICES, INC.'S RULE 68 OFFER OF JUDGMENT.**

I served the documents on the following persons at the following addresses (including fax numbers and e-mail addresses, if applicable):

Fred W. Schwinn, Esq.
Consumer Law Center, Inc.
12 South First Street, Suite 1014
San Jose, California 95113-2418
Attorneys for Plaintiff
RAYMOND CHARLES MEYER

The documents were served by the following means:

☒ (BY U.S. MAIL) I enclosed the documents in a sealed envelope or package addressed to the persons at the addresses listed above and (specify one):

☐ Deposited the sealed envelope or package with the U.S. Postal Service, with the postage fully prepaid.

☒ Placed the envelope or package for collection and mailing, following our ordinary business practices. I am readily familiar with the firm's practice for collection and processing correspondence for mailing. Under that practice, on the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the U.S. Postal Service, in a sealed envelope of package with the postage fully prepaid.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on March 20, 2008, at Los Angeles, California.



Lupe Mireles